

**To:** Schwab, Justin[schwab.justin@epa.gov]  
**From:** Fotouhi, David  
**Sent:** Fri 6/23/2017 8:33:44 PM  
**Subject:** Re: OW's proposed withdrawal process for July 2014 Pebble Proposed Determination

I think an email with how you laid it out to me with an offer to discuss further would be sufficient.

Sent from my iPhone

On Jun 23, 2017, at 4:30 PM, Schwab, Justin <schwab.justin@epa.gov> wrote:

Ok. Let me know if you/how you want to do that

**From:** Fotouhi, David  
**Sent:** Friday, June 23, 2017 4:25 PM  
**To:** Schwab, Justin <schwab.justin@epa.gov>  
**Subject:** Re: OW's proposed withdrawal process for July 2014 Pebble Proposed Determination

I agree. We should run it by Sarah and Lee, but I think

**Ex. 5 - Deliberative Process**

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Sent from my iPhone

On Jun 23, 2017, at 4:08 PM, Schwab, Justin <schwab.justin@epa.gov> wrote:

My advice is that

**Ex. 5 - Attorney Client**

**Ex. 5 - Attorney Client**

If you concur, let me know if we should consult with Sarah for water-policy approval

Sent from my iPhone

On Jun 23, 2017, at 2:15 PM, Wehling, Carrie <Wehling.Carrie@epa.gov> wrote:

As we discussed yesterday at the WLO weekly, here's the current OW plan on meeting our July 11 settlement obligations with a tribal consultation period. As

described below

**Ex. 5 - Attorney Client**

**Ex. 5 - Attorney Client**

# **Ex. 5 - Attorney Client**

Please let me know if you have concerns or whether we need to further discuss.

Thanks.

Carrie

Caroline (Carrie) Wehling

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[wehling.carrie@epa.gov](mailto:wehling.carrie@epa.gov)

**From:** Hough, Palmer  
**Sent:** Thursday, June 22, 2017 8:14 PM  
**To:** Shapiro, Mike <[Shapiro.Mike@epa.gov](mailto:Shapiro.Mike@epa.gov)>; Best-Wong, Benita <[Best-Wong.Benita@epa.gov](mailto:Best-Wong.Benita@epa.gov)>  
**Cc:** Goodin, John <[Goodin.John@epa.gov](mailto:Goodin.John@epa.gov)>; Eisenberg, Mindy <[Eisenberg.Mindy@epa.gov](mailto:Eisenberg.Mindy@epa.gov)>; Kaiser, Russell <[Kaiser.Russell@epa.gov](mailto:Kaiser.Russell@epa.gov)>; Bennett, Brittany <[bennett.brittany@epa.gov](mailto:bennett.brittany@epa.gov)>; Nalven, Heidi <[Nalven.Heidi@epa.gov](mailto:Nalven.Heidi@epa.gov)>; Wehling, Carrie <[Wehling.Carrie@epa.gov](mailto:Wehling.Carrie@epa.gov)>; Palomaki, Ashley <[Palomaki.Ashley@epa.gov](mailto:Palomaki.Ashley@epa.gov)>; Steiner-Riley, Cara <[Steiner-Riley.Cara@epa.gov](mailto:Steiner-Riley.Cara@epa.gov)>; Allnutt, David <[Allnutt.David@epa.gov](mailto:Allnutt.David@epa.gov)>; Stern, Allyn <[Stern.Allyn@epa.gov](mailto:Stern.Allyn@epa.gov)>; Shaw, Hanh <[Shaw.Hanh@epa.gov](mailto:Shaw.Hanh@epa.gov)>  
**Subject:** For your review - draft package describing withdrawal process for July 2014 Pebble Proposed Determination

Mike/Benita:

Attached for your review is the latest package of documents to initiate EPA's process to propose to withdraw the July 2014 Pebble 404(c) Proposed Determination (PD) by the July 11, 2017 deadline called for in our settlement agreement with the Pebble Limited Partnership. John Goodin asked me to forward these to you. After further discussion with OGC, ORC, and OW's tribal consultation lead, we have made a few modifications to the proposed withdrawal process. The recommended steps are:

## Ex. 5 - Deliberative Process

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Thanks, Palmer

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Palmer Hough, Environmental Scientist  
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1200 Pennsylvania Avenue, NW  
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[www.epa.gov/wetlands](http://www.epa.gov/wetlands)

<Background and Process for Proposal to Withdraw PD.docx>

<Draft FRN for 7-11-17 Announcing PD Withdrawal Process.docx>

<Draft FRN Announcing Public Comment Process on PD Withdrawl.docx>